Mr. DEPUTY SPEAKER.—Question hour is over.

Sri V. S. NARAYANA RAO.—No. 151 is my question. I request that it may be taken up tomorrow.

Mr. DEPUTY SPEAKER.— We will consider; now Question time is over. There is a Short-Notice Question by Sri M. N. Jois.

SHORT NOTICE QUESTION AND ANSWER.

Resolution of Mandya Municipal Council re. restriction on the term of President and Vice-President.

Sri M. N. JOIS (Mysore District—General).—Will the Government be pleased to state:—

(1) when the Municipal Council of Mandya passed resolution requesting for restriction of the terms of the President and the Vice-President of Mandya for one year (copies of the resolution and orders of Government thereon may kindly be furnished);

(2) whether any resolutions were passed subsequently to ex end the period of persons in the Offices of President and Vice-President by another year (copies of resolutions with dates and orders passed thereon may kindly be furnished);

(3) whether they have taken legal advice in the matter and what that advice is?

Sri M. MADIAH (Mysore District—Depressed Class).—Copies of this question and answer to it may be furnished to the Members.

Mr. DEPUTY SPEAKER.—Copies cannot be supplied.

Mushir-ul Mulk J. MOHAMED IMAM (Chitaldrug *cum* Tumkur—Muslim).—I do not know why this procedure is started.

The Hon'ble Sri H. C. DASAPPA (The Minister for Finance and Industries).—We are improving.

Janab J. MOHAMED IMAM.—It is no improvement I must say. In order to facilitate members you have to supply them with copies of short notice question.

Sri M. MADIAH.—This question may be taken up tomorrow. On behalf of the House I request the Chair to permit the Hon'ble Member to take up the question tomorrow when copies of the question and answers are supplied to the House.

Mr. DEPUTY SPEAKER.—ಅಲ್ಪಕಾಲಾವಧಿ ಪ್ರಶ್ನೆಗಳಿಗೆ ಆ ರೀತಿ ಮುದ್ರಿಸಿ ಎಲ್ಲರಿಗೂ ಹಂಚುವ ಪದ್ಧತಿಯಿಲ್ಲ. The purpose of the Short-Notice Question will not be served if the question and answer are printed and supplied. Answer to Short-Notice Question will be furnished very early and there will be delay if the procedure of suppling printed copies of question and answers is followed. The purpose of short notice ques ion will not be serve l thereby.

ಜನಾಬ್ ಜೆ. ಮುಹಮದ್ ಇಮಾಂರವರು.—ಆ ಪದ್ಧತಿ ಇತ್ತು. ಈಗ ಕೊಡದಿರುವುದು ಪದ್ಧತಿಗೆ ವಿರೋಧವಾಗಿದೆ.

Sri M. MADIAH.—We cannot put supplementaries on this question. ಉಪ ಪ್ರಶ್ನೆಗಳನ್ನು ಹಾಕುವುದಕ್ಕೆ ನಮಗೆ ಬಹಳ ಕಷ್ಟ. ಆದ್ದರಿಂದ ನಾವು ಈ ಪ್ರಶ್ನೆಗಳನ್ನು ಎಲ್ಲರಿಗೂ ಒದಗಿಸಿ ನಾಳೆ ಚರ್ಚೆಗೆ ತೆಗೆದು ಕೊಳ್ಳುವುದರಿಂದ ಏನೂ ತೊಂದರೆಯಾಗುವುದಿಲ್ಲ. ದಯವಿಟ್ಟು ಅಧ್ಯಕ್ಷರು ಇದಕ್ಕೆ ಅವಕಾಶ ಕೊಡಬೇಕೆಂದು ಕೇಳಿ ಕೊಳ್ಳುತ್ತೇನೆ.

Sri D. H. CHANDRASEKHARAIYA (Chitaldrug District—General).—We have adopted the practice of printing question and answer and distributing them to the Members. Of course, this procedure does not exist in other legislatures. Since you have adopted the practice of printing question and answer, I do not think you will be violating any practice if you adopt the printing of even Short-Notice Questions.

Mr. DEPUTY SPEAKER.—With regard to this can the Hon'ble Member point out any Rule?

Sri D.H. CHANDRASEKHARAIYA—There is no Rule; there is no prohibition even.

Mr. DEPUTY SPEAKER.—It will be considered later on. Now the question will be taken up.

The Hon'ble Sri H. C. DASAPPA.—The question has been put already.

Sri D. H. CHANDRASEKHARAIYA—It is a question of convenience to the Members. Therefore, the Chair may kindly permit the question being taken up tomorrow.

Mr. DEPUTY SPEAKER.—This question has been put. We will consider the point later on. Now we shall take up the question, as it has been put already.

ಶ್ರೀ ಟಿ. ಹನುಮಯ್ಯನವರು (ಚಿತ್ರದುರ್ಗ ಜಿಲ್ಲೆ—ನಿಮ್ನ ಪಂಗಡ).—Short Notice ಪ್ರಶ್ನೆಗ ಳೆಂಬುದುನಂಬಂಧಪಟ್ಟ ಮಂತ್ರಿಗಳಿಗೆ ಮತ್ತು ಅದನ್ನು ಕಳುಹಿಸಿದ ಸದಸ್ಯರಿಗೆ ಮಾತ್ರ ಸಂಬಂಧಿಸಿದ್ದು, ಇತರರಿಗೆಯಾರಿಗೂ ಸಂಬಂಧಪಟ್ಟಿಲ್ಲವೆಂದು ಹೇಳುತ್ತೀರಾ ?

The Hon'ble Sri H. C. DASAPPA.—I do not think the Chair's ruling can be questioned at this stage.

ಯಾರನ್ನೂ ನಿಷೇಧ ಮಾಡಬೇಕೆಂಬ ಪ್ರಶ್ನೆಯಲ್ಲ. ಈಗಾಗಲೇ ಅಧ್ಯಕ್ಷರು ರೂಲಿಂಗ್ ಕೊಟ್ಟಿದ್ದಾರೆ. ಈಗ ಮಾಡಿರುವ ಪದ್ಧತಿಯನ್ನು ನಿಬಂಧನೆಗಳಿನೂ ಪ್ರತಿಬಂಧಿಸುವುದಿಲ್ಲ. ಈಗ ಪ್ರಶ್ನೆ ಹಾಕುವುದಕ್ಕಾಗಲೀ ಉತ್ತರ ಕೊಡುವುದಕ್ಕಾಗಲೀ ಏನೂ ತೊಂದರೆಯಿಲ್ಲ, ಈಗಾಗಲೇ ಶ್ರೀ ಜೋಯಿಸ್ ರವರು ಸಭೆಯಲ್ಲಿ ಪ್ರಶ್ನೆಹಾಕಿದ್ದಾರೆ ಅಧ್ಯಕ್ಷರು ರೂಲಿಂಗ್ ಕೊಟ್ಟಿರುವ ಪ್ರಕಾರ ಮಾನ್ಯ ಮಂತ್ರಿಗಳು ಈಗ ಉತ್ತರ ಕೊಡುತ್ತಾರೆ.

Sri M. MADIAH.—We obey the Chair. This aspect may be considered and if necessary it may be referred to the Rules Committee.

Mr. DEPUTY SPEAKER.—Anyhow, I have given a ruling and the concerned Minister will reply now.

Janab J. MOHAMED IMAM.—Let him read the question once again.

Sri M. N. JOIS.—Will the Government be pleased to state when the Municipal Council of Mandya passed a resolution requesting for restriction of term of President and Vice-President of Mandya for one year?

The Hon'ble Sri R. CHENNIGA-RAMIAH (Minister for Local Self-Government).—On 20th May 1946 the Mandya Municipal Council passed a resolution, limiting the terms of the President and Vice-Presid nt to one year.

Sri M. N. JOIS.—May I know whether any resolutions were passed subsequently extending the period of offices of the President and Vice-President by another year?

The Hon'ble Sri R. CHENNIGA-RAMIAH.—Yes, on 11th February 1951.

Sri M. N. JOIS.—May I know whether they have taken legal advice in the matter and if so, what that advice is?

The Hon'ble Sri R. CHENNIGA-RAMIAH.—We have taken legal advice. The advice is that the present President may continue.

Sri M. N. JOIS.—Now I will put supplementaries. The Mandya Municipal Council has passed a resolution concerning the President and the Vice-President as you have stated. When was it rescinded by the Municipal Council?

The Hon'ble Sri R. CHENNIGA-RAMIAH.—On 1st January 1950 it was rescinded.

Sri M. N. JOIS.—Has there been any resolution by the Municipal Council to that effect?

The Hon'ble Sri R. CHENNIGA-RAMIAH.—There is no need for a resolution by the Municipal Council. The resolution of the Municipal Council is on 20th May 1946. The term of the Municipal Council is for 3 years. The resolution was given effect to from 1st January 1947. So, that term expired on 1st January, 1950, *i.e.*, after the 3 years, the resolution expires.

Sri M.N. JOIS.—The order of the Government is clear as far as this is concerned. It says: that it should come into effect from the next reconstitution of the Council from the 1st January 1947. It does not say that it expires on such and such a date.

The Hon'ble Sri R. CHENNIGA-RAMIAH.—It need not say, Sir. The Municipal Act is clear. Section 23 (12) says:

> "The term of office of every President and of every Vice-president shall, save as otherwise provided in this Act, cease on the expiry of his term of office as councillor."

So unless there is a specific resolution from the municipal council concerned the term continues for the full period of three years. If there is a resolution of the municipal council limiting the term of the president or the vice-president and if there is an order of Government approving the same, then it continues for that period only. It will not apply to the next municipal council.

Sri M. N. JOIS.—The term of the municipal council is terminated, I admit. But how about the resolution passed? If a particular resolution is

passed by a municipal council shall I take it that it will have effect for the duration of the municipal council and after that duration the whole work of the municipal council is rescinded?

The Hon'ble Sri R. CHENNIGA-RAMIAH.—The term of the President expires after that period. The Act also is clear:

"Provided that in the case of elected President or Vice-President or both, Government may in special cases with the consent of the Municipal Councils concerned direct that their term be limited to one year and that elections be held every year."

Sri M. N. JOIS.—Yes, the municipality concerned is the Municipal Council, Mandya, and that municipal council has passed a resolution and that has not yet been rescinded, and in the circumstances without consulting the Municipal Council, Mandya, whether it was 47-50 or 50-51, Government have passed orders. As long as the Municipal Council, Mandya, is there, Government ought to have consulted them before taking action or giving effect to the resolution.

The Hon'ble Sri R. CHENNIGA-RAMIAH.—No Sir, it cannot be interpreted like that. The municipal council concerned is the municipal council constituted for that period. The resolution of the municipal council which has been constituted for a specific period of three years cannot be applicable to the next municipal council which will be constituted after the expiry of this term. It is very clear in the Act. The municipal council concerned is the municipal council which has been constituted for that period of three years which will be consulted and the Government will limit the time for one year after consulting the municipal council. After these three years, there will be the next municipal council reconstituted. It is open to them to limit the term of the president to one year or to allow the president to go on for three years as long as he is a member of that municipal council. The resolution passed by the previous council in that respect cannot be binding on the next municipal council which is reconstituted.

Sri M. N. JOIS.—What is the authority for this interpretation?

The Hon'ble Sri R. CHENNIGA-RAMIAH.—The Act is very clear and that is why it has been followed and legal advice also is to that effect.

ಶ್ರೀ ಎಸ್. ರಂಗರಾಯರು (ಚಿತ್ರದುರ್ಗಜಿಲ್ಲೆ).—ಸ್ವಾಮಿ, ಅಕ್ಕನಲ್ಲಿ ಸ್ಪಷ್ಟವಾಗಿದೆ ಎಂದು ಹೇಳೋಣವಾಯಿತು. ಅದರಲ್ಲಿ 'of his term of office as Councillor' ಎಂದಿದೆಯೇ ಹೊರತು 'of his term of office as President' ಎಂದಿಲ್ಲ.

ಮಾನ್ಯ ಶ್ರಿ ಆರ್. ಚೆನ್ನಿಗರಾಮಯ್ಯನವರು.—ನಾನು ಹೇಳುತ್ತೇನೆ ಕಾನೂನಿನಲ್ಲಿ.....
the term of office of every President and every Vice-President shall save as otherwise provided in this Act, cease on the expiry of his term of office as councillor.

In the usual course his term will continue for three years and after the expiry of the term of his councillorship, his presidentship will also expire. There is a proviso also:

"Provided that in the case of an elected President or Vice-President or both, the Government may in special cases with the consent of the Municipal Council concerned.... .."

that means the municipal council which has been constituted for a period of three years.....

ಶ್ರೀ ಎಸ್. ರಂಗರಾಯರು.—ಆಕ್ಟ್‌ನ್ನು ಓದಿ, ನಿಮ್ಮ interpretation ಬೇಡಿ.

The Hon'ble Sri R. CHENNIGA-RAMIAH.—If the Hon'ble Member wants me to read without explaining the implications, I have no objection. I am only explaining the Government viewpoint to help the House to understand the position.

"Provided that in the case of an elected President or Vice-President or both, the Government may in special cases with the consent of the Municipal Council concerned direct that the term be limited to one year and that election be held every year."

ಶ್ರೀ ಎಸ್. ರಂಗರಾಯರು.—ಇದರ ವಿಷಯದಲ್ಲಿ case law ಅಥವ ಇತರ commentary ಗಳನ್ನು ಓದಿದ್ದೀರಾ?

Mr. DEPUTY SPEAKER.—The Hon'ble Member cannot ask the Hon'ble Minister to interpret the section. It has been sufficiently discussed. Hon'ble Members can only elicit information and not cross-examine.

Sri K. PUTTASWAMY (Mandya District—General).—When was the existing Municipal Council reconstituted?

The Hon'ble Sri R. CHENNIGARAMIAH.—The G.O. is dated 19th January 1950. The Council is constituted from 1st February 1950.

Sri K. PUTTASWAMY.—Will you kindly give me the resolution of the Municipal Council when the President in office for the calendar year 1950 was elected as president?

The Hon'ble Sri R. CHENNIGARAMIAH.—That is unnecessary. The Government are there approving the election of the president.

Sri K. PUTTASWAMY.—I am asking the Government whether they would furnish us the resolution passed by the Municipal Council when the President in office was elected as president for the calendar year 1950.

The Hon'ble Sri R. CHENNIGARAMIAH.—There is no resolution. Election took place and the president was elected and the proceedings of that meeting .....

Sri K. PUTTASWAMY.—Is it not a fact that whenever an election takes place a resolution would be passed by the Municipal Council?

The Hon'ble Sri R. CHENNIGARAMIAH.—Resolution simply approving the election of the President will be passed and it will be forwarded to the Government for approval.

Sri K. PUTTASWAMY.—My question is whether it is not a fact that whenever a president is elected, a resolution would be passed by the Municipal Council concerning the election?

The Hon'ble Sri R. CHENNIGARAMIAH.—I do not think so. The results of the election will be sent to Government for approval through the Deputy Commissioner.

Rajamantrapravina H. B. GUNDAPPA GOWDA (Hassan District—General).—There seems to be some misapprehension. So far as the election of president is concerned, the resolution of the Municipal Council is not necessary. As regards the vice-president, I believe a resolution is necessary.

ಶ್ರೀ ಕೆ. ಪುಟ್ಟಸ್ವಾಮಿಯವರು.—ಪ್ರೆಸಿಡೆಂಟರ ಚುನಾವಣೆಯಾದಾಗ ಅವರು ಇಷ್ಟು ಓಟುಗಳನ್ನು ಪಡೆದಿರುವುದರಿಂದ ಪ್ರೆಸಿಡೆಂಟರಾಗಿ ಚುನಾಯಿತರಾಗಿದ್ದಾರೆಂದು ಮುನಿಸಿಪಲ್ ಕೌನ್ಸಿಲ್ಲಿನ ನಿರ್ಣಯ ವಾಗುವುದಿಲ್ಲವೆ? That is the resolution incorporating the result of election.

The Hon'ble Sri R. CHENNIGARAMIAH.—That resolution is not available.

Sri K. PUTTASWAMY.—Will you kindly give us the order passed on that resolution?

The Hon'ble Sri R. CHENNIGARAMIAH.—There will be a proposal sent to the Government through the Deputy Commissioner and that proposal has been accepted by the Government. The resolution is not available. The election has been approved.

Sri K. PUTTASWAMY.—Where is the order approving the election?

The Hon'ble Sri R. CHENNIGARAMIAH.—Election of the President has been approved.

Sri K. PUTTASWAMY.—For what year?

The Hon'ble Sri R. CHENNIGARAMIAH.—That has not been mentioned there.

Sri K. PUTTASWAMY.—When the president's election took place last year, an order has been passed on the resolution. For what period was that person elected as president?

The Hon'ble Sri R. CHENNIGARAMIAH.—They have not limited the period. That is exactly my point. In May 1946 that Municipal Council passed a resolution limiting the term of office of the president for one year. Subsequently there is no resolution of the Municipal Council.

ಶ್ರೀ ಕೆ. ಪುಟ್ಟಸ್ವಾಮಿಯವರು.—That is my point. ಹೋದ ವರ್ಷ ಚುನಾವಣೆಯಾಯಿತು. ಚುನಾ

ವಣೆಯಾಗಿ ಅದು ಸರ್ಕಾರಕ್ಕೆ ಬಂದಾಗ ಅದರ ಮೇಲೆ ಸರ್ಕಾರದವರು ಆಜ್ಞೆಮಾಡಿದಾಗ ಯಾವ ವರ್ಷಕ್ಕೆ ಅವರು ಅಧ್ಯಕ್ಷರಾಗಿರುವುದೆಂದು ಆಜ್ಞೆಮಾಡಿದ್ದಾರೆ?

ಮಾನ್ಯ ಶ್ರೀ ಆರ್. ಚೆನ್ನಿಗರಾಮಯ್ಯನವರು.—ಆ ಮುನಿಸಿಪಲ್ ಕೌನ್ಸಿಲ್ಲು 1950ನೆಯ ಫೆಬ್ರುವರಿ ತಿಂಗಳಿಂದ ಮೂರು ವರ್ಷ ಇರಬೇಕೆಂದು ಅದನ್ನು ಪುನರ್‌ರಚನೆ ಮಾಡಿದ ಆಜ್ಞೆಯಲ್ಲಿದೆ. ಆ ಅವಧಿಯಲ್ಲಿ ಅವರು ಪ್ರೆಸಿಡೆಂಟರಾಗಿರುವುದೆಂದೆ ಸರ್ಕಾರದಿಂದ ಒಪ್ಪಿಗೆ ಆಗಿದೆ.

ಶ್ರೀ ಕೆ. ಪುಟ್ಟಸ್ವಾಮಿಯವರು.—1950ನೆಯ ಇಸವಿಯಲ್ಲಿ ಪ್ರೆಸಿಡೆಂಟರ ಚುನಾವಣೆಯಾದಾಗ ಕೌನ್ಸಿಲ್ ನವರು ಒಂದು ನಿರ್ಣಯ ಮಾಡಿ ಸರ್ಕಾರಕ್ಕೆ ಕಳುಹಿಸಿದರು; ಅದರ ಮೇಲೆ ಅವರು ಯಾವ ವರ್ಷಕ್ಕೆ ಪ್ರೆಸಿಡೆಂಟರಾಗಿರುವುದೆಂದು ಸರ್ಕಾರದವರು ಆಜ್ಞೆ ಮಾಡಿದ್ದಾರೆ, ಆ ಅವಧಿಯಾವುದು?

ಮಾನ್ಯ ಶ್ರೀ ಆರ್. ಚೆನ್ನಿಗರಾಮಯ್ಯನವರು.—ಯಾವ ಅವಧಿಗೆ ಮುನಿಸಿಪಲ್ ಕೌನ್ಸಿಲ್ಲನ್ನು ರಚನೆ ಮಾಡಿದ್ದಾರೋ ಆ ಅವಧಿಯಲ್ಲಿ ಅವರು ಪ್ರೆಸಿಡೆಂಟರಾಗಿರುತ್ತಾರೆಯೇ ಏನಾ ಬೇರೆ ಅವಧಿಯಲ್ಲಿ ಆಗುವುದಿಲ್ಲ.

ಶ್ರೀ ಕೆ. ಪುಟ್ಟಸ್ವಾಮಿಯವರು.—Assumption ಬೇಡಿ, ಆ ಸರ್ಕಾರಿ ಆಜ್ಞೆಯಲ್ಲಿ ಹೇಗಿದೆ ಎಂಬುದನ್ನು ತಿಳಿಸಬೇಕು. Will the Hon'ble Minister please read the order?

The Hon'ble Sri R. CHENNIGARAMIAH.—Under Sections 9, 10, and 15 of the Mysore Town Municipalities Act, 1935, and the Rules framed thereunder, the Town Municipal Council of Mandya shall be reconstituted as follows for a priod of three years commencing from 1st February 1950.

ಶ್ರೀ ಕೆ. ಪುಟ್ಟಸ್ವಾಮಿಯವರು.—ಅಧ್ಯಕ್ಷರ ಚುನಾವಣೆಗೆ ಸಂಬಂಧಪಟ್ಟಂತೆ ಸರ್ಕಾರಿ ಹುಕ್ಕುಂನಲ್ಲಿ ಏನು ತಿಳಿಸಿದೆ?

The Hon'ble Sri R. CHENNIGARAMIAH.—The Government Order pertaining to the Election of the President is not at present available. I am prepared to give copy of it to the Hon'ble Member afterwards.

ಶ್ರೀ ಕೆ. ಪುಟ್ಟಸ್ವಾಮಿಯವರು.—ಇದಕ್ಕೆ ಹಿಂದಿದ್ದ ಕೌನ್ಸಿಲ್ ಪುನರ್‌ರಚನೆ ಆದದ್ದು ಯಾವಾಗ?

ಮಾನ್ಯ ಶ್ರೀ ಆರ್. ಚೆನ್ನಿಗರಾಮಯ್ಯನವರು.—1947ನೆಯ ಇಸವಿ, ಜನವರಿ ಒಂದನೇ ತಾರೀಖಿನಲ್ಲಿ.

Sri K. PUTTASWAMY.—Is it not clear from the information that the Hon'ble Minister has given, that a resolution passed by the municipal council which was in existence in the year 1946, has been made applicable to the municipal council which was reconstituted in the year 1947?

The Hon'ble Sri R. CHENNIGARAMIAH.—Yes, in that Government Order they have made it very clear that the resolution would be given effect to from the 1st January 1947.

ಶ್ರೀ ಕೆ. ಪುಟ್ಟಸ್ವಾಮಿಯವರು.—1947 ರಿಂದ 1949ರ ತನಕ ಇದ್ದ ಮುನಿಸಿಪಲ್ ಕೌನ್ಸಿಲ್‌ನವರು ಈ ಪ್ರೆಸಿಡೆಂಟರವರ ಅವಧಿ ಒಂದೇ ವರ್ಷಕ್ಕಿರಬೇಕೆಂದೇನಾದರೂ ನಿರ್ಣಯಗಳನ್ನು ಮಾಡಿ ಕಳುಹಿಸಿದ್ದರೇ?

ಮಾನ್ಯ ಶ್ರೀ ಆರ್. ಚೆನ್ನಿಗರಾಮಯ್ಯನವರು.—ಇಲ್ಲ.

Scarcity for Dhoties.

*Q.—151. **Sri V. S. NARAYANA RAO** (Bangalore City—General).—

Will the Government be pleased to state:—

(*a*) how many mills in our State are manufacturing Dhoties;

(*b*) the quantities manufactured by them in the years 1949-50 and 1950-51;

(*c*) the quantity imported into the State from outside;

(*d*) whether they are aware that there is a great scarcity and demand for dhoties;

(*e*) the steps they have taken to meet this scarcity?

*A.—**The Hon'ble Sri T. MARIAPPA** (Home Minister).—

(*a*) Three.

1. Krishnarajendra Mills, Ltd.
2. Mysore Spinning and Manufacturing Co., Ltd., Bangalore City.
3. Minerva Mills.

(*b*) *Vide* statement 'A' printed below.

(*c*) *Vide* statement 'B'' printed below.

(*d*) Yes.

(*e*) The Textile Commissioner, Bombay, who is the authority to allot cloth and yarn to the State has been apprised of the position from time to time and urged to enhance the quota to the State.